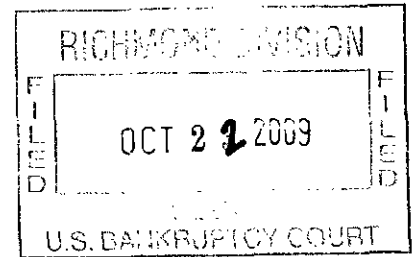


IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE EASTERN DISTRICT OF VIRGINIA  
RICHMOND DIVISION



In re:

CIRCUIT CITY STORES, INC.,  
et al.,

Chapter 11  
Case No. 08-35653 (KRH)

Debtors.

Jointly Administered

**Response to ORDER Entered Oct 6 2009  
By the Honorable Kevin R. Huennekens  
Assertion of a Priority Claim**

In the Matter of JAMES HARVEY MARTIN --  
Accrued EARNED Paid Time Off  
As stipulated as a compensation of employment by the above mentioned Debtor.

In so much as the court has concluded the Debtors' Twenty-fifth and Twenty-sixth Omnibus Objections are OVERRULED and with respect that the James Harvey Martin has sufficiently responded in a timely manner, this is a formal request for a priority claim in accordance with 507(a)(4)(A) of the Bankruptcy Code in the amount of \$834.11. The original claim number 2020 filed on 12/29/2008 evidences the request.

My thanks and appreciation are expressed to the Honorable Kevin R. Huennekens for his consideration and conviction to uphold the rights of the individual in this complicated and tedious endeavor.

James Harvey Martin (please note new address)  
7545 N Ring Terrace  
Citrus Springs, FL 34434  
October 18, 2009

CC:

Skadden, Arps, Slate, Meagher & Flom, LLP  
One Rodney Square  
PO Box 636  
Wilmington, DE

19899-0636

ATTN: Gregg M. Galardi    ATTN: Ian S. Fredericks

McGuirewoods, LLP  
One James Center  
901 E. Cary Street  
Richmond, VA  
23219

ATTN: Dion W. Hayes    ATTN: Douglas M. Foley

Skadden, Arps, Slate, Meagher & Flom, LLP  
155 North Wacker Drive  
Chicago, Illinois  
30303

ATTN: Chris L. Dickerson